IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SECOND DAY OF NOVEMBER TWO THOUSAND AND SIX

PRESENT

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION No.28602 of 1996

Between:

Mir Khalid Kamal.

..... PETITIONER

AND

1.The District Collector,
Hyderabad District and 2 others.

.....RESPONDENTS

The Hon'ble Sri Justice Nooty Ramamohana Rao

Writ Petition No.28602 of 1996

Order:

This Writ Petition has been instituted objecting to the survey of the petitioner's land situated at Ward No.230, Block-P admeasuring Ac.1.42 guntas (as is claimed in the Writ petition) at Bandiadda, Near Devdi Zulfekaruddaula, Charminar Mandal, Hyderabad District.

Except asserting that the writ petitioner's father late Nawab Mir Kifayatullah Khan and aunt Smt.Saheb Jadi Nizamunnissa Begum were the absolute owners of the land in Ward No.230, Block-P, admeasuring Ac.1-42 guntas situated at Bandiadda, Near Devdi Zulfekaruddaula, Charminar Mandal, Hyderabad District, the writ petitioner, unfortunately, could not describe with any precision, where exactly the said land is situated.

In the counter-affidavit filed by the third respondent-Mandal Revenue Officer, Bahadurpura Mandal, it has been asserted that as per the town survey record, Ward No.230, Block-P is consisting of 54 town survey numbers, and in none of those town survey numbers, land of an extent of Ac.1.42 guntas, as stated by the petitioner, has been recorded.

In view of the lack of precision on the part of the writ petitioner to identify and localize the land in question, the prayer as sought for in this Writ Petition is not liable to be granted at all. It is always open to the writ petitioner to take all such measures and recourses, as are available to him under law, to assert his own right and title over any property vested in him. Therefore, the Writ Petition is liable to be dismissed as it lacks merit.

Accordingly, the Writ Petition is dismissed, but however, without costs.

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(Nooty Ramamohana Rao, J)

22nd November, 2006

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